208035

Sign & Bost of Oregon LLC

esele - graggak Alici

02 070 17 17 12: 50

P.O. Box 2540 Wilsonville, OR 97070-2540 Phone (503) 263-6162 Fax (503) 263-6182



FMOSA-2002-14097-1

September 17, 2002

Chief Safety Officer
Federal Motor Carrier Safety Administration
400 Seventh Street, SW
Washington DC 20590

Re:

Northwest Fence Co. USDOT 0815916

N. 7488 Government Way Coeur d'Alene, ID 83815

Dear Sir or Madam:

I am writing on behalf of Northwest Fence Co. to request an Administrative Review pursuant to Title 49 CFR 385.15(a), of the record of the Compliance Review (CR) completed at Northwest Fence Co.'s terminal April 25, 2002.

While the CR resulted in a "Satisfactory" fitness rating, and any revisions gained as a result of this request will not affect my client's fitness rating, the facts of the final report are not accurate in all regards. Since the final report becomes a matter of record, which may be used in the future in matters legal and regulatory, it is essential that the record be accurate.

The following items that appear on the final report are submitted for review and appropriate action:

1. Item 2 cites the carrier's failure to conduct random alcohol tests at the required annual rates but cites as an example the name of a driver and a date. The example should refer to specific shortfalls of the carrier's random selections and tests instead, **DOO2**

Simply stating a driver's name provides no insight for the carrier or future investigators into the nature and magnitude of the infraction. We request that an appropriate example be provided.

Member Oregon Trucking Associations • OTA Safety Maintenance Council

Commercial Vehicle Safety Alliance ITS Committee • National Association of Transportation Safety Professionals •

Association for Transportation Law, Logistics & Policy

- Item 3 cites the carrier's fallure to conduct random drug tests at the required annual rates, and similar to the above mention, cites the name of a driver and date. For the same reasons, we request that an appropriate example be provided. D003
- 3. Item 4 cites the carrier's failure to maintain driver's qualification files in accordance with 391.51(b). Five files were reviewed and four files found to be incomplete. **D004**
 - Stephen Berg's file was cited for an example. However, Mr. Berg's was previously cited as an example of an incomplete file during a CR in November 2000. Since he has remained in continuous employment with Northwest Fence Co. since 1996, there was no opportunity to remedy items such as previous employer Inquiries. Additionally, following the November 2000 audit, Northwest Fence Co. did maintain driver qualification file records for Mr. Berg. We request that Mr. Berg's name be removed from the report. **D006**, **007**, **008**
- 4. Items 5 and 8 utilize the CR report as the forum to make recommendations to the carrier. The first refers to 395.3(b)(2) as a Federal violation of the 70hr/8 day rule; however, the auditor notes that in all the records examined no violations were found. The latter refers to 396.11(c)(1), a failure to certify that repairs noted on a daily vehicle inspection report have been repaired or do not need repairs. Again, no violations were found in a search of the records. D003

We request that items 5 and 8 be purged from the report since the Recommendations section of the compliance report amply remind the carrier of these requirements.

The supporting documents referenced above are attached for your consideration. If you have any questions, please contact this office at (503) 263-6162.

Sincerely.

Skip Nash

Standard & Best

SN/im

Cc:

Kelly Nelson, Northwest Fence Co.

Enc.

Supporting documents

SUPPORTING DOCUMENTS

D001: 2002 Compliance Review Report - Part A

D002: 2002 Compliance Review Report - Page 1

D003: 2002 Compliance Review Report - Page 2

D004: 2002 Compliance Review Report - Page 3

D005; 2002 Compliance Review Report -Recommendations

D006: 2000 Compliance Review Report - Page 1

D007; Berg 2001 Annual Review & Statement

D008: Berg 2001 MVR

D001: 2002 Compliance Review Report - Part A

84/26/2652	58:58 7	729548			NORT	HVEST	FENCE		P	NGE 81
		UNITI	SD STATES	CEPARINE	NT Q	FTRAN	SPORTATE	36 1		•
2	LIS (20) P. (20) 86/15	OPERATE:	G (DEA): ADDRESO:	NORTHWA						
REVIEW DI		MALING A	035	COELIN DE	ALEN	E, 🗅, a:	2215	-		
STATUS: Up	Acto	COUNTY:	CON	SOMUR D	ALENI	4 (D. C.	X616		· · ·	
CENTUS CO	noipal Office	PEDERALI	TAX IO P: HERO (EINO	1		20	6)772- 3647 6)772- 364 4	, f c	LPRE	•
OPERATION TO		PUTERSTAT	TE INT	PASTATE		èici	18	TERRIT	ORTI G	
	er operation	20011177	No	D-E-SM				(Brown)	JR Q	
SHIPPI CAUCIER GLAS	R OPERATION:		N/A			,			·	<u> </u>
Privately aparty		(C)		-				,		
Chings of Maria China Maria		(4)							7	
EGUPHENT:	TRUCK	TRUCK TRACTUR	TRAILER	HEN TANK		TANK ULER	MOTOR	BOHOOL	UMO	PASS.
DWNED	17		-				· ·			
REF LIASED	+				 		-	<u>} : </u>		<u> </u>
₹190 Miles ;	MITEM	BITTEA	Are Tre	Landard Daffer			19	Disea surface of	transport pla	on relation
≥ 100 Miles	7	4			7	•	7	100		
merition steed	Editorsport or s	Manage Courts 24 Di Pi	r derby Alicel State of the State Towns (10 State)	niserotian et: r Lurre, Sheig t i-1843 - Fas	126 -(300):	124-4 69 1				
		This report	will be use	nd 10 4000	4 30	A. WALL	de complie	nes.	<u> </u>	
	. ,					•				
•			•				,			
						٠.				-
TRACKS	RVIEWEDI	Kinda Len			رميانا	MEG				
	TTLE (34)	Settly			Accou	reng		1		
SA CREATER	mmer &	ays	Picir	Ugne			U80765	-	MTE: 04/25	2002
HOENED MY						TITLE	1 R. 25.0	tt~ +.		
ICE-18/ACR CAL	PR Varian 431			PAR	r4		P	140	/2004 6 :1	2 PK

D002: 2002 Compliance Review Report - Page 1

84/26/2002	BB: 58 7						
3	COMPLIANCE REVIEW		PENT FENCE CO III	+c		DATE: 04/26	/2002
				PART B.			
i Pederal	PRIMAR	r: 082 301	(=)	NUMBER POUND	CHEDIO		CHICLE
SCAMPLIL	or bodore the m			10gativo pro-4 imployme	bellerines to	Tubotence test	
Arthody (Cra				Lyma performed. Drive	r did not drive	e vehicle 280	101 (be. GVV
EDERAL	Premiari	7 202,3050	o)(1)	FOUND	NUMBER CHICKET	1	CHICLES CHICO 1
Ming to con mber of dr KAMPLE;	idust random al ver positions.			HATCH THE VICE	applicable ar	unced rate of th	B Average
Ming to con Ligiber of dy XAMPLE; Obert Pille, 1	iduet random ei ver positiens. THE		UE DOSSNIT	HATCH THE VICE	ATTOA)	DAVARA	WEPROLES
Alling to con Lumber of dri XAMPLE; lobert Plue, f EDERAL RITICAL	iduet random all ver positions. THE	6XXXXIP	UE DOSSNIT	HATCH THE VICE	applicable an		
EMERGE CONCERNING TO CONCERN THE CONCERN T	iduet random all ver positions. THE	6XA11P : 382_305(b) ntrolled sur positions.	UE DOSSN'T	HATCH THE VICE NUMBER POUND	ATTOAL MUNESER CHECKED	DAVERS IN VIOL 2	CHKO 4
CAMPLE; COMPT PIUM, TEMPERAL RITICAL SECREPTION: RITICAL SECREPTIO	iduet random all ver positions. THE 11/1/01 PRIMARY:	e 382 305(b) Atrolled surpositions. AG AS	LE DOSSN'T Dotange teeting of ABONE	HATCH THE YOUR POLINED	ATTOAL MUNESER CHECKED	DEVERSE IN VIOL 2	CHKO 4
EMERAL RITICAL SCRIPTION: CAMPLE; CONTROL CONT	PRIMARY SAFECONDA	e 382 305(b) Atrolled surpositions. AG AS 301.51(b) RV: 391.54(LE DOSSN'T Dotange teeting of ABONE	MUMBER POLING	ATTOM MUNISER CHECKED A	DRIVERS IN VIOL 2 applicable an Dravers IN VIOL 4	CHICA A
EDERAL RITICAL	PRIMARY PRIMARY PRIMARY PRIMARY PRIMARY PRIMARY PRIMARY BECONDA TENDS PRIMARY PRIMA	attrolled surpositions. AS AS SO1.5(p) RV: 391.54p	DOSSN'T DOSSN'T DOSSN'T DOSSN'T DOSSN'T DOSSN'T	MUMBER POLING	ATTOAL MUNESER CHECKED A PROPERTY THE	DRIVERS IN VIOL 2 applicable an	CHICA A
EMING TO CONTROL OF THE CONTROL OF T	PRIMARY PRIMARY PRIMARY PRIMARY Audit rendom control of driver IMMOR of driver PRIMARY	attrolled surpositions. AS AS SO1.5(p) RV: 391.54p	DOSSN'T DOSSN'T DOSSN'T DOSSN'T DOSSN'T DOSSN'T	NUMBER POLICE ALUMBER	ATTOAL MUNESER CHECKED A PROPERTY THE	DRIVERS IN VIOL 2 applicable an	CHICA A

D003: 2002 Compliance Review Report - Page 2

26/25/2002 89:55 772054	tê .	NORTHWEST FEW	Æ.	1	Page (12
COMPANY AND		<u> </u>			
	THINEST FENCE CO INC		10	ATE: 04/250	1005
REVIEW LIST	QT: 0815916		l P.	AGE: 2	
	PAR	TB		,	
REDERAL PRIMARY: 396	(5)(6)(2)	NUMBER	MUMBER	DEMPE	MEHICLES
-		POLINO	CHECKED	IN VICH	CHICO
		1.60	1) 6	. •	2
PROPERTION;			/ 		
Requiring or permitting driver to d	inve after having peen on di	uty more than 70 h	OUTS IN B COME	ecitive dave.	
DAMPLE:	·		- 1,7 7 - 22112		
ra violetions				•	
10 130 131					
PRIMARY: 368	· · · · · · · · · · · · · · · · · · ·				
TATE	(E)(X)	MUMBER	WINBER		VENCLES
CPR Equivalent	246.3(h)(2)	POUND	OHECKED	IN VIOL	CHICO
LOCROTION	140140/2/	1	96	1	
	A., A				
populating or permitting driver to dr	Ive ever dening pack of on	ily more than 70 ho	ours in it conse	CLENS dave.	
No Gorbol, 12/13-20/01. /					
PRILARY ROA (1(c)(1) ·	NUMBER	NUMBER	DRIVERS	VEHICLES
PRILARY: 386,1	1(c)(1)	FOUND	CHECKED.	PRIVERSIA IN VIOL	CHICLES
PREMARY: 306,1	1(c)(1)			ľ	
PREMARY: 306,1		FOLIND 1	ZE CHED	N VIOL	CHRD 2
PREMARY: 306,1 PREMARY: 306,1 PECREPTION While to certify that repairs were in		FOLIND 1	ZE CHED	N VIOL	CHRD 2
PREFARY: 306,1 PREFARY: 306,1 PECREPTION THE COUNTY STATE REPAIRS WEIGHT	lade or were not narrelany.	FOLIND 1	utch—	Reporter	chara 2
PRIMARY 308,1 ECREPTION Ming to certify that repairs were in MAPLE: Indick Tenly, 2/25/02. Vahiole in	12.	FOLIND 1	utch—	Reporter	s that
PRIMARY: 306,1 PRIMARY: 306,1 PRIMARY: 306,1 PRIMARY: 306,1 PRIMARY: 306,1	12.	Slipping el	utch—	Reportuncias revolu	s that
PREFARY: 306,1 ECREPTION THE COUNTY SHEET REPORTS WERE IT WASTE PRIMARY: 300,11	Tade or were not necessary.	Slipping el	utch—	Reporter	s that
PREMARY: 308,1 ECREPTION THE COUNTY STATE REPAIRS WERE IT AMPLE: INDICATE: INDICATE	Tade or were not necessary.	Slipping el	with-	Reportungs trever	s that
PREFARY: 306,1 ECREPTION CONTROL PREFARY: 306,1 AMPLE: RESIDENT TORN, 2/25/02. Various services s	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PREFARY: 306,1 ECREPTION CONTROL PREFARY: 306,1 AMPLE: RESIDENT TORN, 2/25/02. Various services s	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PRIMARY: 306,1 EXCREPTION THIS to CERTIFY MAR repairs were IT AMPLE: PRIMARY: 300,11 PR	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PRIMARY: 306,1 DECREPTION THE CONTROL OF THE PRIMARY: 300,11 ATE PRIMARY: 300,11 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s tack
PRIMARY: 306,1 DECREPTION THE CONTROL OF THE PRIMARY: 300,11 ATE PRIMARY: 300,11 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PREMARY: 306,1 EXCEPTION White to certify that repairs were in CAMPLE: Indick Tenly, 212502. Various in PRIMARY: 300,11	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PRIMARY: 306,1 DECREPTION THE CONTROL OF THE PRIMARY: 300,11 ATE PRIMARY: 300,11 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PRIMARY: 306,1 DECRIPTION THE CONTROL VALUE OF THE PRIMARY: 300,11 OF EQUIVELES: THE CONTROL VALUE OF THE PRIMARY: 300,11 OF EQUIVELES: THE CONTROL VALUE OF THE PRIMARY: 300,11 OF EQUIVELES: THE CONTROL VALUE OF THE PRIMARY: 300,11 OF TH	12. ************************************	Slipping cl	MANGER CHECKED	Reportungs trever	s that
PRIMARY: 306,1 DEFIAL PRIMARY: 306,1 Mig to certify that repairs were in AMPLE: PRIMARY: 300,11 PRIMARY: 300,11 OPR Equivalent: 3 CEPTION: Mg to sentify that repairs were in Maintions	12. THE CONTRACT OF THE CONTRA	Slipping el	MULLICATION IN THE PROPERTY IN	Reportungs trever	s that
PRIMARY: 306,1 DECREPTION THE CONTROL OF THE PRIMARY: 300,11 ATE PRIMARY: 300,11 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3 CAR Equivalent: 3	12. THE CONTRACT OF THE CONTRA	Slipping el	MANGER CHECKED	Reportungs trever	s that

D004: 2002 Compliance Review Report - Page 3

04/25/2982	66: 5B 7728548	NORTHMEST FENCE		F4/6E 104
	COMPLIANCE NORTHWOST FENCE CO INC		DATE: 042	5/2002
	REVIEW USDOT: 0618916	•	PAGE: 2	
	PAI	TD ·	·	
FEDERAL	PRIMARY: 598.17(x)	NUMBER NUME FOUND CHEC		THEN THE BE
DEBCRIPTION Using a conf EXAMPLE: Vehicle \$5,	hmercial motor vehicle not periodically inspected	1		
SAFETY FI	THESE RATING INFORMATION:	OOB Vonicies (OR)		0
	es Operatori: 83.071	# of Vehicles Inspe		٥
	bto Creshen 0	DOS Vohicles (MCA		o
- **	ble Crashes / Million Miles: 0.000	# of Vehicles Impe	-	, ט י
		RATING PACTOR	5 # OF	PORTS
	Your proposed safety rating is	Factor 1: 5	ACUTE	CENTICAL
	SATISFACTORY	Factor 2: C Factor 3: 8	٥	1 D
		Factor 4: \$. 0	Ó
		FACSOY SE N	٥	. 0
		Factor & 8	-	-

This compliance review has been conducted to determine everal compliance with the Faderal Motor .

Carrier Safety Regulations (FMCSR) and the Federal Hazardous Majorial Regulations (FIMR).

The results of this review indicate that your specialisms do have adequate safety management controls in place to disture compliance with the Federal safety threes standards cutined within 49 CFR 385.5 and 385.7.

Pleases review Part B to this report and assume that you take sufficient corrective action for any violations (deficiencies) identified. Corrective action must be taken for any violation listed in Part B to this report.

			A		
RECEIVED BY: 900	W/W/.	TITLE	6	/	-
7	77.		MES WIND		
MCS-181ICR DAPIN Version 4.1.8		PART B	Printed	PRODUCING	8:12 PM

D005: 2002 Compliance Review Report - Recommendations

,	- 11	rur itmest th	M.E.	PAGE 07
		•		
COMPL	LANGE NORTHWEST FENCE CO	INC	DATES	D4725-2002
REVEV	W USDOT: DE15916	•	PAGE:	40 40 42
			,	1
1 Commander		to anster Passonerendation		
	ivers are fully end properly qualities on	led before operating in in process.	territate commercia.	isintain a complete f
Ensure all det	were ambject to pro-employment, polied substance leading are lead	rendom, ressonable cour ad as required by Part 35	ie, post recklent, retu R of the FMCSR	in to duty, end/or
Noview the di	rciametarices under which a CDL d intrastate commerce.	is required. CDL and dis	d restant unes spelin	lo both interestate
Employers are with the nequir	e responsible for the compliance remarks of 49 CFR Part 40,	of their officers, amployed	ru, qoenta, commetta,	संपत्तीता कामास्तिकार
Review the north the results and the results a	W regulations on Perts 362 and (lunds so sesigning a Designated w MRO and usher new inquireme	Port 40 that become office Employee Representative rits.	tive on 1 August 2001 (DER), etandown pro	. This includes new coducer, formats of
Do not allow at omployment or	ispicywaa in perform anfety aans amediad authorates voot,	isive clusies until you have	received the requite o	if their pre-
Establish a sya available to por	tem to control drivers' hours of a replace sessioned trips legally. Do	ervice. Do not allepetate o not allow drivers to exce	divine who con't have ed the 10, 15 and 60/	dequate hours
Eniture all drive	era trave proper Commercial Driv for double/triple trailer, passempt	material fraction of the state		,
If you want com	ie of your differs to use the 100 stription, including being release repared if a cityon does not must	sir-mile redice examption	make sure that the d	
.Keap all driver	mhicis inspection reports, signer	s, cartilled and reviewed :	s required, on file for	at (east 80 days.
U	ie as periolically ireported pr			
I This review will s	result in a Safety Reting.		•	
Within 15 days, a meura you are c	send a letter to our office descrit complying with the Federal Motor	ing what actions you hav Certier Safety Regulation	e taken in response ti na.	ifile review to
If you have any o 5050 (JakaHarbo	questions concerning this report, f Lene, Ste. 129, Bolee, ID 8377	places contact the Feder 6. Pixme (208)334-1842	al Motor Curtor Susei	y Administration,
		•	<i>'</i> .	
COENED BY:	en-	IIILE: Pas	2147	
HOLDE DATE Vector &	35 PARTH SE	CHIMENDATIONS	K1001-	
	, , , , , , , , , , , , , , , , , , , ,		Prisade Berzamez	-44 PM

D006: 2000 Compliance Review Report - Page 1

	COMPLIANCE	NORTHM	EST FENCE CO INC		DA.	MG: 11/10/20	200
	REVIEW	USDOT:	081591G		PA	GE: 1	
•			PART				
T FEDERAL	PRIMAR	Y: 362.501	(a)	NUMBER FOUND	NUMBER CHECKED	N MOL	CHICO
	_L			1	. 1	1	1

DESCRIPTION:

Using a driver before the motor carrier has received a improve pre-employment controlled substance test result.

EXAMPLE:

Driver D. Russell, hire data 7/26/00, trip date 10/30/00, first test data 11/7/00.

2	PRIMARY: 391.21(a)	NUMBER	NUMBER	DRIVERZIVI	EHBCLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHIND
	<u> </u>	4	4	4	4

DESCRIPTION:

tising a driver who has not completed and furnished an employment application.

SYMPHIC:

Company application missing type of equipment driving experience, traffic and accident history. Driver T. Smith, trip date 7/19/00.

J	PRIMARY: 391.21(a)	NUMBER	NUMBER	DRIVERS/	Valuaties
STATE		FOUND	CHECKED	IN VIOL	CHKD
<u> </u>	CFR Equivalent: 391.21(e)	.1	1	1	1

DESCRIPTION:

Using a driver who has not completed and lumished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, treffic and accident history. Driver S. Berg, trip date 8/8/00,

1	4	PRIMARY: 391,23(0)	NUMBER	NUMBER	DRIVERE	VEHICLES
٠,	FEDERAL		FOUND	CHECKED	IN VIOL	CHRED
			2	2	, 2	: 2 [

DESCRIPTION:

Feiling to investigate driver's background within 50 days of employment.

EXAMPLE:

Driver R. Cochran, him date 6/7/00, trip date 10/30/00.

		<u> </u>	
RECENED BY: 2000	TITLE Z	2.11	
RECY WY FI		aside	
MCS-161/CR CAPR Version 4,2	PARTB	Printed: 11/10/2000	5:10 PM

D007: Berg 2001 Annual Review & Statement

1 ()	7728548	NORTHWEST FENCE	PAGE
then Bel	g _		· •
	•		YEARLY
Annual F	leview of Dr	iving Record	6
Driver's	Certification		and disparit
		i inquiry into the driving record of can, Part 391.27 requires each driving lates the	
a liet al l'anat once et riolnitors).	very 12 months of all violation	19 of motor vehicle transc (545 and	sordinances (other than parking
Drivec's Certific	afion		
To be completed	by driver		
Date of	Offense	Location City, State	Type of Motor Operated
		as not been convicted of forfelled	bond or collateral on account of Art
Fac violations are il	hited above, I contify that I have has listed during the nest 12 o	TOTAL TOTAL	
violation required to	h listed during the past 12 a	nontry	
Figo violations are ill violation required to f() - Z - O((Date of our	h listed during the past 12 a	(Uffvor's signasure)	<u></u> '
violation required to	has listed during the past 12 of the listen)	nontry	
violation required to	he listed during the pass 12 a difficulion) Aunual Re	(Diver a with square)	
violation required to f() = 2 - 0 ((Date of our 191 25/h)/23 The m	Attnual Ro	(private elements) (priva	any syldence that the driver ha
violation required to f()-2-0((Date of car 391,25(b)(2)The m violated laws gover reckless driving, at	Armusi Ro To be co solor carrier must consider to ming the operation of motor and operating while under the	(Universety and Driving Record on pleased by motor carrier the driver's secident record and vehicles, and must give great well as influence of alcohol or drugs	
violation required to (Date of car (Date of car 391,25(b)(2)The m violated lawe gover reckless driving, at exchange a disregal Recording solution	Attribution) Attribution Attribution Attribution Attribution To be contained must consider to mind the operation of motor wind operation and the multiple of the multiple of the project of the specific of the multiple of the specific of the multiple of the specific of the multiple of the specific	(University adjustion) (University of Driving Research Implemed by snotor cerrier the driver's socident record and vehicles, and must give great well to insuence of alcohol or drugs from and the supervisor's review	any syidence that the driver ha

Northwest Fance Company - 7488 North Government Way, Coour d'Alene, ED 83815

02000 Standard & Best of Oregon, LLC. Wilsonville, OR 97070. (503) 265-6167

D008: Berg 2001 MVR

05/93/2002 14:48

7728546

NORTHWEST FENCE

PAGE 14



30022-09

(208) 334-6736

REQUESTED BY: MORTHWEST FENCE CO INC

7488 N GOVERNMENT MY COMME D WINE ID 83815

DRIVER LICENSE RECORD

10/31/2001

BEDG. STEPREN JERENY

LICKMAR NO: PWZ07383H BIRTH DATE: 03/18/1977 ISSUE TYPE: DL

PO BUE 402

FOR:

TYPE

ISAUED: 03/26/2001

CLASS: A OFR STATUS: VALLE

PINEHURST

ID 83850 EXPIRES: 03/18/2005

CDL STATUS: VALID DRY TEATH: YES

MASTER 1 MONE

DATE

DESC

LOCARDOTENAI

DOC #

CITE 11/12/98 BASIC RULE CONV 12/07/98 GLTP PTS:3 ORD: IKFR

CRT: COEUR D'ALENE

615ISTAR6952

12 MONTH POINTS: O 24 MONTH POINTS: 3 36 MONTH POINTS: 3

Points assessed are for departmental use only, in determining suspensions FOR POINTS OR MABITUAL VIOLATIONS.

END OF 3 YEAR RECORD

SECTION 49-203 IDAEO CODE PROBIBIIS THE RELAMB OF PERSONAL INFORMATION CONTAINED IN DRIVER LICENSE RECORDS TO UNAUTHORIZED PARTIES, WITHOUT THE EXPRESS WRITTEN CONSENT OF THE INDIVIDUAL THE INFORMATION PERTAINS TO.
AS AN AUTHORIZED REQUESTOR YOU WAY RECEIVE THIS INFORMATION BUT YOU KAY NOT RE-BELLANE OR RE-SELL TO



U.S. Department of Transportation



3200 N. Lake Harbor Lane, Suite 161 Boise, ID 83703 Tel: 208-334-1842 Fax: 208-334-1046

FAX TRANSMISSION COVER SHEET

Date:

12/03/2002

To:

Lorraine Ehret

Fax:

415-744-2665

Re:

Northwest Fence

Sender:

Richard York

Comments:

Sorry forgot the CR.

Rich

		UNITED	STATES	EPARTMEN	TOF TRANS	SPORTATIO	N		
	S DOT#:	LEGAL:		NORTHWES	T FENCE CO	INC			
	815916	OPERATING PHYSICAL A		7488 N GOV	ERNMENT WA	AY.			
		COUNTY: 0			LÉNE, ID, 83		,		
REVIEW TYPE: CR		MAILING AD	Dress:	7488 N GOV	ERNMENT WA	AY			
STATUS: Upde	ite	COUNTY: 0	55	COEUR D' A	LENE, ID, 83	815			
•	pat Office	ICC #:		F	HONE: (208)	772-8547	TOI	L FREE:	
CENSUS Carri	er	FEDERAL TA	X ID #:			772-8548			
TYPE:		82-03546	63 (EIN)	E	-MAIL:	, = - - ,-			
OPERATION TYPE		INTERSTATE	INT	RASTATE	OIC:	16 .	TERRITO	PV: C	
	ROPERATION:	Non-HM		-HM	— O.C.	10 ,	IERRIO	KI. C	
SHIPPER	ROPERATION:	N/A	N/A		- -				
CARRIER CLASS Private(Property)	IFICATION:	(C)							
CARGO CLASSIF	ICATION:	(G)							
Building Materials		` '	•						•
EQUIPMENT:		TRUCK		HM TANK	HM TANK	MOTOR	SCHOOL	11140	PASS,
OWNED	TRUCK	TRACTOR	TRAILER	TRUCK	TRAILER	COACH	BUS	LIMO	VAN
TERM LEASED	11								
TRIP LEASED	·		_				+ · ·		+
DRIVERS:	INTER	INTRA	Aum Trib	Leased Drive	r-/860 ·		B		
<100 Miles:	MAIEN		Ayy. 111p		rsman. Privers:	13	Does carrier quantities of	- •	C3LD3DI6
>= 100 Miles:	7	6		CDL	rivers;	7	No		
Questions about	this report or ti	e Federal Mon	or Carrier Saf	ety or Hazard	ous Materials	regulations			****
may be addresse	d to the Federa	l Motor Carrier	Safety Admi	nistration at:					
		30	50 Lakeharbo	r Lane, Suita	126				
		Во	ise, ID 8370	3					
		Ph	юпе: (208)334	1842 Fax	:(209)334-1691	1			
		This report	will be us	ed to asse	ss your safe	ety compli	ance.		
				•					
			•			1			
	•								
DEDOO: NO.				,	Adress Al				
PERSON(S) INTE	KVIEWED: MILE(S): /	Kevin Mills Safety			Missy Nunger Accounting	5561			
REPORTED BY:	kuner .	BALLA	The in	1 Vans	CODE:	US0755		DATE: 04/2	5/2002
RECEIVED BY:	Kellen	12	~peul	- 771	TITLE:	PRESI	dent.		
	1.1	<u> </u>		DAD	_ :				



COMPLIANCE NORTHWEST FENCE CO INC DATE: 04/25/2002

REVIEW

USDOT: 0815916

PAGE:

P	Ά	R'	Г	8
---	---	----	---	---

1	PRIMARY: 382,301(a)	NUMBER	NUMBER	DRIVERS/	VEHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHKD
'		1, 1	2	1	2

DESCRIPTION:

Using a driver before the motor carrier has received a negative pre-employment controlled substance test result.

EXAMPLE:

Anthony Knapp, hired 5/1/01. No DOT pre-employment was performed. Driver did not drive a vehicle 26001 lbs. GVWR or more until 3/1/02.

2. FEDERAL	PRIMARY: 382.305(b)(1)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/	VEHICLE'S CHKD
		1	1	1	_ 1

DESCRIPTION:

Failing to conduct random alcohol testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.

EXAMPLE:

Robert Plue, 11/1/01

3	PRIMARY; 382.305(b)(2)	NUMBER	NUMBER	DRIVERS/	VEHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHKD
CRITICAL		2	4	2	4

DESCRIPTION:

Failing to conduct random controlled substances testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.

EXAMPLE:

Robert Plue, 11/1/01,

4	PRIMARY: 391.51(b)	NUMBER	NUMBER	DRIVERSA	CHKD
FEDERAL	SECONDARY: 391.51(a)	FOUND	CHECKED	IN VIOL	
		4	5	4	5

DESCRIPTION:

Failing to maintain driver qualification file in accordance with 391.51(b).

EXAMPLE:

Stephen Berg, 1/29/02. Incomplete or no employment application, Falling to obtain driver's driving record, Inquiries Into employment record not kept in DQ file, Failing to maintain annual review, Failing to list or certificate of violations.

RECEIVED BY: TITLE: MCS-151/CR CAPRI Version 4.3.6 PART B Printed: 04/25/2002 7:14 AM



COMPLIANCE NORTHWEST FENCE CO INC

REVIEW USDOT: 0815916

DATE: 04/25/2002

PAGE: 2

PARTB

5	PRIMARY: 395,3(b)(2)	NUMBER	NUMBER	DRIVERS	VEHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHKD
		0	6	0	2

DESCRIPTION:

Regulring or permitting driver to drive after having been on duty more than 70 hours in 8 consecutive days.

EXAMPLE:

No violations

5 STATE	PRIMARY: 395.3(b)(2)	NUMBER FOUND	NUMBER CHECKED	DRIVERS	CHKD
	CFR Equivalent: 395.3(b)(2)	1	96	1	. 5

DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 70 hours in 8 consecutive days.

EXAMPLE:

Dale Goebel, 12/13-20/01.

7	PRIMARY: 396.11(c)(1)	NUMBER	NUMBER	DRIVERS/	VEHICLES
FEDERAL	•	FOUND	CHECKED	IN VIOL	CHKD
		1		1	2
L	4.0				

DESCRIPTION:

Falling to certify that repairs were made or were not necessary.

EXAMPLE:

Hendrick Tenty, 2/25/02. Vehicle #12.

8 STATE	PRIMARY: 396.11(e)(1)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/	VEHICLES CHIKD
	CFR Equivalent: 396.11(a)(1)	o	131	٥	5

DESCRIPTION:

Failing to certify that repairs were made or were not necessary.

EXAMPLE:

No violations

RECEIVED BY: Well M.2 TITLE: RESIDENT MCS-161/CR CAPRI Version 4.3.6 PART B Printed: 04/24/2002 8:12 PM

REVIEW



COMPLIANCE NORTHWEST FENCE CO INC

USDOT: 0815916

04/25/2002 DATE:

PAGE:

PART B

. 9	PRIMARY; 396.17(a)	NUMBER	NUMBER	DRIVERSA	VEHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHKD
		1	5	1	5

DESCRIPTION;

Using a commercial motor vehicle not periodically inspected.

EXAMPLE:

Vehicle #5, 1/22/02.

SAFETY FITNESS RATING INFORMATION;		OOS Vehicle	es (CR) :		Ċ
Total Miles Operated:	83,071	# of Vehicles inspected (CR):			٥ '
Recordable Crashes	Q	OOS Vehicle	OOS Vehicles (MCMIS):		
Recordable Crashas / Million Miles;	e Crashas / Million Miles; 0.000		# of Vehicles Inspected (MCMIS) :		
		RATING F	ACTORS	# OF	POINTS
Your proposed safety rating	j la	Factor 1:	s ·	ACUTE 0	CRITICAL
0471054.07051/	,		c	0	1
SATISFACTORY	-	Factor 3:	S	0	0
	•	Factor 4:	8	. 0	0
·		Factor 5:	N	0	. 0
		Factor 6:	S	-	-

This compliance review has been conducted to determine overall compliance with the Federal Motor Carner Safety Regulations (FMCSR) and the Federal Hazardous Material Regulations (HMR).

The results of this review indicate that your operations do have adequate safety management controls in place to ensure compliance with the Federal safety fitness standards outlined within 49 CFR 385.5 and 385.7.

Please review Part B to this report and assure that you take sufficient corrective action for any violations (deficiencies) identified. Corrective action must be taken for any violation listed in Part B to this report.

TITLE:

8:12 PM



NORTHWEST FENCE CO INC

USDOT: 0815916

State #:

Date: 04/25/2002

Page No: 1

Safety Fitness Rating Report

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

					J		Deire	- Callada da a
FACTOR 1		General	(C	FR Parts 387, 390)	7	0	Point Point	= Satisfactory = Conditional
VIOLATIONS AFFECTIN	G RATING	POINTS				•	Point	= Unsatisfactory
NONE	TOTAL POINTS:	0	=	SATISFACTORY		Ī		,
FACTOR 2	Driver C	Qualification	วก	(CFR Parts 382, 383, 391)		Đ	Point	= Satisfactory
VIOLATIONS AFFECTIN	C DATING	POINTS			7	1	Point	= Conditional
	E POLITING	POINTS				>1	Point	Unsatisfactory
F 382.305(b)(2)		1 (c	;)					
	TOTAL POINTS:	1 "	=	CONDITIONAL				
FACTOR 3	Operation	anal/Drivit	ng	(CFR Parts 392, 395)	4	٥	Point	= Batefactory
VIOLATIONS AFFECTIN	G PATING	POINTS				1	Point	= Conditional
NONE						>1	Point	= Unsetisfactory
	TOTAL POINTS:	0	=	SATISFACTORY				
FACTOR 4	Vehicle/Mainter	nance (C	ĖR	Parts 393, 396, Performanc	e Da	ta (00\$%))
VIOLATIONS AFFECTIN	G RATING	POINTS		Fewer than 3 inspections	•			
NONE	TOTAL POINTS:	0	Ė	SATISF	ACT	OR	Y (96	e chart)
Fewer than 3 Inspection	ns			3 or more insp	ectio) NS		
		0081	A00	than 34%			0083	4% or Higher
Rate same as other Regulatory Factors 1, 2, and 3		000 5	622	(11211 134 /S			-	
	tory			otory				nditional .
		Sa	tisfa				Ċ	nditional atisfactory
Factors 1, 2, and 3 1 0 Point = Satisfactory 1 Point = Conditional		Sa	tisfa	onal	lfac	_	Co	atisfactory
Factors 1, 2, and 3 J 0 Point = Satisfactory	lfap	Sa Co pattern of I	tisfa Inditi	onal	lfap	alte	Co Uns	
Factors 1, 2, and 3 4 0 Point = Satisfactory 1 Point = Conditional	ory If a p	Sa Co pattern of I Critical or	tisfa Inditi Non- an	onal Compliance with a	lf a p	alte	Co Uns	atisfactory
Factors 1, 2, and 3 J 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory	Hazardous I	Sar Consistent of I Critical or Material	tisfa inditi Non- an /	constance with a Acute Violation	lf a p	alte	Co Uns	atisfactory
Factors 1, 2, and 3 1 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactor FACTOR 5	Hazardous I	Sar Co pattern of I Critical or Material prodous M	tisfa anditi Non- an /	constance with a Acute Violation	lf a p	alte	Co Uns	atisfactory
Factors 1, 2, and 3 1 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactor FACTOR 5 Not Applicable - No	Hazardous I	Sar Co pattern of I Critical or Material pardous M	tisfa anditi Non- an / (CF)	ctory consi Compliance with a Acute Violation R Parts 397, 171, 177, 180)	4	Crit	Co Uns em of N ical or	atisfactory

 $(0 \times 1,000,000) \div 83,071 = 0.000 = SATISFACTORY$

CRASH RATE **FACTOR RATING** 0.000 - 1.500 Satisfactory >1.500 Unsatisfactory

em Nel

04/24/2002 8:15 PM



NORTHWEST FENCE CO INC

USDOT: 0815916

State #:

Date: 04/25/2002

Page No: 2

Safety Fitness Rating Report

OVERALL	SAFETY	FITNESS	RATING:
---------	--------	----------------	----------------

Number of Factors (1-6) shown above as less than satisfactory

Unsatisfactory

Conditional

on take

SATISFACTORY

FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING

12-011-0-1	Or i damin	
Unsatisfactory	Conditional	OVERALL RATING
٥ ۲	2 or fewer	Satisfactory
. 0	3 or more	Conditional
1	2 or fewer	. Conditional
1	3 or more	Unsatisfactory
2	0 or more	Unsatisfactory

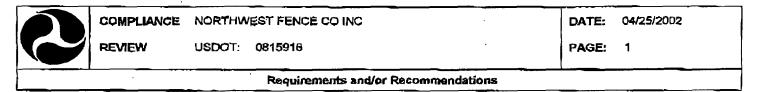
RECEIVED BY:

APPL Version 426

TITLE: Possides t

Drintad 04/2

04/24/2002 8:15 PM



- Ensure all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file for each driver documenting the qualification process.
- 2 Ensure all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by Part 382 of the FMCSR.
- 3 Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate commerce and intrastate commerce.
- Employers are responsible for the compliance of their officers, employees, agents, consortia, and/or contractors with the requirements of 49 CFR Part 40,
- 5 Review the new regulations on Parta 382 and Part 40 that became effective on 1 August 2001. This includes new requirements such as assigning a Designated Employee Representative (DER), standown procedures, formats of results from the MRO and other new requirements.
- 6 Do not allow employees to perform safety sensitive duties until you have received the results of their preemployment controlled substance test.
- 7 Establish a system to control drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15 and 60/70 hour limits.
- 8 Ensure all drivers have proper Commercial Driver's Licenses for each class of vehicle driven, as well as applicable endorsements for double/triple trailer, passenger, tank vehicle and/or hazardous material operation.
- If you want some of your drivers to use the 100 air-mile radius exemption, make sure that the drivers meed all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
- 10 Keep all driver vehicle inspection reports, signed, certified and reviewed as required, on file for at least 90 days.
- 11 Ensure all vehicles are perioidically inspected per Part 396.17.
- 12 This review will result in a Safety Rating.
- 13 Within 15 days, send a letter to our office describing what actions you have taken in response to this review to ensure you are complying with the Federal Motor Carrier Safety Regulations.
- 14 If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, 3050 LakeHarbor Lane, Ste. 126, Boise, ID 83703. Phone (208)334-1842.

RECEIVED BY: MCS-151/CR CAPRI Version 4.3.6

PART B - RECOMMENDATIONS

04/24/2002

8:14 PM



INTRA-AGENCY NORTHWEST FENCE CO INC

MEMORANDUM USDOT: 0815916

04/25/2002 DATE:

PAGE: 1

PART C

Reason for Review: Priority List

SafeStat Category = B

Planned Action:

Compliance Monitoring

Parts Reviewed Certification (C = Reviewed, N = Not Reviewed)

382 375 383 387 390 391 382 393 395 396 397 398 399 180 N C C C C 0 C C C C N N N N N Ν N

Prior Reviews

Prosecutions

Followup

Special Studies

11/10/2000

Federal

1)

Locator 1: NORTHWESTFENCECOI Locator 2: NWFENCECOINCORPOR

Gross Revenue:

\$2,718,991

For Year Ending: 12/31/2001

Unsat/Unfit Information

Does Passenger Vehicle transport more than 15 passengers, including driver?

Does carrier transport placardable quantities of HM?

Unsat/Unfit Rule: 4. 60-Day - no Interstate Passengers or Placardable HM

Remarks:

General Comments: The motor carrier is an intrastate/interstate carrier with contract fencing. They have straight vehicles at 26000 lbs or less but use trailers that are 10000 or more lbs gywr, which makes their vehicles 26001 combination weight. They have a Northwest Fence Company in Spokane, WA, but this company is wholly owned and has different corporate structure.

Insurance: No MCS-90 required. Private Carrier

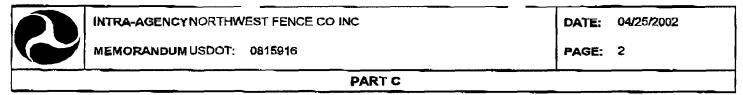
Accidents: No DOT recordable accidents in the past 365 days.

Drug and Alcohol: 22 drivers in the past 365 days. Carrier has some drivers that would not operate vehicles that are over the 26001 lbs GVWR that were hired in the last 365 days. For pre-employment sampling there was one driver hired in the past 365 days. Sampled one. Driver used an Non-DOT test.

Explained the rules of DOT testing versus Non Dot, This company typically hires employees that will eventually become a driver for them. It was explained that they need to determine who will tested for DOT testing. Annual summaries/seml(quarterly) summaries for Testing. Bensinger Dupont & Associates/BDA, 505 N. Argonne Road Ste B 206, Spokane, WA 99214. Carrier is changing to Work Safe consortium. Carrier did not meet the random controlled testing for the year 2001, and did not do any random alcohol testing. There was a problem with the consortium that they previously had. They quit business and left the carrier without notification. Reasonable suspicion Kevin Mills and Kelly Nelson has attended.

Driver Qualification Files: 13 drivers, sampled 5. Files looked good, some misc, documents missing in some.

Hours of Service: 13 drivers, sampled 5, 150 logs/time cards. During the last six months there were very few interstate trips that required logbooks. Mostly time cards were used. Used payroll and fuel receipts/reports for any



false verification of false logs. Did not meet sampling for false due to the nature of the business and limited documents used during the slow season for days on duty.

HAZMAT: Not applicable

CDLIS: All drivers were current

Vehicle Maintenance: 11 vehicles, sampled 5. All the vehicles are 26000 lbs or less. However, they do sametimes Pull -hauf a trailer that is over 10000 lbs. The carrier uses garages around town for their periodic inspections. One truck was missed in the last year. They have a systematic maintenance program in effect.

Carrier was cooperative during the review and is determined to comply with the regulations. This carrier is seasonal and this should be taken in consideration if a new review is required.

NCS 184/CD CARRIVETICS 4.3.5		APT A	4-4- nammona 44-00 AM
Assistant Reviewer Signature	Code No.	Uploaded: (ES) NO Verified by:	Failure Code; Date: 4-29-02
Donneu Barjes	US0755	Authorized by:	Date: 4/29/02
Principal Reviewer Signature	Code No.	Upload Authorized: YES	NO

M011/018

		UNITED STATES	S DEPARTM	ENIO	FTRANSPORTATION		
0	US DOT #: 0815916	LEGAL: OPERATING (DBA): PHYSICAL ADDRESS: COUNTY: 055	7488 N G	OVERN	MENT WAY		
REVIEW TYPE: STATUS: Up	R odate	MAILING ADDRESS: COUNTY: 055	7488 N G	OVERN	MENT WAY E, ID, 83815		
PLACE: Pri	incipal Office	ICC #:		PHON	E: (208)772-8547	TOLL FREE:	
CENSUS CATYPE: BUSINESS: C	arrier Corporation	FEDERAL, TAX ID #: 82-0354663 (EIN)		FAX#			
OPERATION T	YPE	INTERSTATE	NTRASTATE		OIC: 16	TERRITORY:	
CARRI	IER OPERATION:	Non-HM I	Non-HM				
SHIPP	PER OPERATION:	N/A	WA				
CARRIER CLA: Private(Property		(C)					
CARGO CLASS Building Materia	SIFICATION: als; Other: FENCING	(G, DD) 3					-

EQUIPMENT:	TRUCK	TRUCK TRACTOR	TRAILER	HM TANK TRUCK	HM TANK TRAILER	MOTOR	SCHOOL	LIMO	PASS. VAN
	7		3						
TERM LEASED						<u> </u>			
TRIP LEASED									
DRIVERS: <100 Miles: >= 100 Miles:	INTER 4 4	INTRA 6	Avg. Trip	Leased Drive Total D CDL D		14	Does carrier quantities of No	HM?	cardable

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:

3050 Lakehartor Lane, Suite 126

Boise, ID 83703

Phone: (208)334-1842 Fax:(208)334-1691

This report will be used to assess your safety compliance.

PERSON(S) INTERVIEWED: TITLE(S):	MATT FOUST CONTROLLER	KEVIN MILLS Operations Mg	,	
REPORTED BY: Some	Release TITLE:	S. J. CODE:	US0290	DATE: 11/10/2000
RECEIVED BY: WOOD N		TITLE:	ipeside t	
MCS-151/CR CAPRI Version 4	2	PART A	Printed	11/12/2000 4:31 PM

0		NORTHWEST FENCE CO INC USDOT: 0815916			DATE: 11/10/2000 PAGE: 1		
		PART B					
1 FEDERAL	PRIMARY	7: 382.301(a)	NUMBER FOUND	NUMBER CHECKED 1	DRIVERS/VE IN VIOL 1	CHKD 1	

DESCRIPTION:

Using a driver before the motor carrier has received a negative pre-employment controlled substance test result.

EXAMPLE:

Driver D. Russell, hire date 7/26/00, trip date 10/30/00, first test date 11/7/00.

2	PRIMARY: 391.21(a)	NUMBER	NUMBER	DRIVERSIVE	HICLES
FEDERAL		FOUND	CHECKED	IN VIOL	СНКО
ļ,		4	4	4	4

DESCRIPTION:

Using a driver who has not completed and furnished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, traffic and accident history. Driver T. Smith, trip date 7/19/00,

3 STATE	PRIMARY: 391.21(a)		NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL CHKE	
	CFR Equivalent; 391.21(a)	1	1	1	. 1

DESCRIPTION:

Using a driver who has not completed and furnished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, traffic and accident history. Driver S. Berg, trip date 8/9/00.

4	PRIMARY: 391.23(c)	NUMBER	NUMBER	DRIVERSA	/EHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	СНКО
		2	2	2	2

DESCRIPTION:

Falling to investigate driver's background within 30 days of employment.

EXAMPLE:

Driver R. Cochran, hire date 6/7/00, trlp date 10/30/00.

RECEIVED BY: 200 WITH TITLE: PASIGLE 11/10/2000 5:10 PM

6	COMPLIANCE NORTHWEST FENCE CO INC REVIEW USDOT: 0815916		DAT	E: 11/10/2 iE: 2	000
	PART B				
5 FEDERAL	PRIMARY; \$91.45(b)(1) SECONDARY: 391.11(a)	NUMBER FOUND 1	NUMBER CHECKED 4	DRIVER: IN VIOL 1	SVEHICLES CHKD 4

DESCRIPTION:

Using a driver not medically examined and certifled during the preceding 24 months.

EXAMPLE:

Driver D. Goebel, trip date 8/2/00, medical expiration 5/12/00.

6	PRIMARY: 391.45(b)(1)	NUMBER	NUMBER	DRIVERSA	/EHICLES
STATE	SECONDARY: 391.11(a)	FOUND	CHECKED	IN VIOL	CHKD
	CFR Equivalent: 391.45(b)(1)	o	1	0	1

DESCRIPTION:

Using a driver not medically examined and certified during the preceding 24 months.

EXAMPLE:

No intra-state violations.

7	PRIMARY: 395.3(b)(1)	NUMBER	NUMBER	DRIVERS/	VEHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHKD
		· 0	7	0	· з

DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 60 hours in 7 consecutive days.

EXAMPLE:

No inter-state violations.

8	PRIMARY: 395.3(b)(1)	NUMBER	NUMBER	DRIVERSA	/EHICLES
STATE	=	FOUND	CHECKED	IN VIOL	CHKD
·	CFR Equivalent: 395.3(b)(1)	3	109	1	2

DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 60 hours in 7 consecutive days.

EXAMPLE:

Driver T.Smith, 7/6-12/00.

RECEIVED BY: ZLEIM 2 TITLE: PRESIDENT

MCS-151/CR CAPRI Version 4.2

PARTB

rinted: 11/10/2000

5:10 PM

12/03/2002 TUE

	COMPLIANCE NORTHWEST FENCE CO INC				DATE: 11/10/2000		
REVIEW USDOT: 0815916 PAGE: 3							
PART B							
9 FEDERAL	PRIMAR	:Y: 396,9(d)(3)	NUMBER FOUND	NUMBER CHECKED	DRIVERSA IN VIOL	CHKD	

FMCSA-WSC

DESCRIPTION:

Failing to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business.

EXAMPLE:

Driver G.Kenoyer, WA inspection 5/2/00.

10	PRIMARY: 396.9(d)(3)	NUMBER	NUMBER	DRIVERSIVE	EHICLES
STATE		FOUND	CHECKED	IN AIOT	CHKD
	CFR Equivalent: 396.9(d)(3)	1	2	1	2

DESCRIPTION:

Falling to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business.

EXAMPLE;

Driver S. Berg, Idaho Inspection 8/1/00.

11	PRIMARY: 396.11(a)	NUMBER	NUMBER	DRIVERS	EVEHICLES
FEDERAL		FOUND	CHECKED	IN VIOL	CHKD
CRITICAL		. 0	7	0	4

DESCRIPTION:

Failing to require driver to prepare driver vehicle inspection report.

EXAMPLE:

No inter-state violations.

RIMARY: 396.11(a)	NUMBER	NUMBER	DRIVERSA	/EHICLES
·	FOUND	CHECKED	IN VIOL	CHKD
FR Equivalent: 396.11(a)	98	98	5	5
	- ,	FOUND 98	FOUND CHECKED 98 98 98	FOUND CHECKED IN VIOL FR Equivalent: 398.11(a) 98 98 5

DESCRIPTION:

Failing to require driver to prepare driver vehicle inspection report.

EXAMPLE:

Driver S. Berg, trip date 8/10/00,

RECEIVED BY: TITLE: MCS-151/CR CAPRI Version 4.2 PART B 11/10/2000 5:10 PM

COMPLIANCE NORTHWEST FENCE CO II	NC			DATE: 11/1	0/2000
REVIEW USDOT: 0815916		PAGE: 4			
	PART	3			
SAFETY FITNESS RATING INFORMATION:		OOS Vehicle	es (CR) :		·
Total Miles Operated: 60.1	000	# of Vehicle	- G		
Recordable Crashes	ο .	OOS Vehicles (MCMIS) : # of Vehicles Inspected (MCMIS) !			
Recordable Crashes / Million Miles: 0.0	000				3
		RATING F	ACTORS	# OF	POINTS
Your proposed safety rating is		Factor 1:	s _.	ACUTE	CRITICAL 0
SATISFACTORY		Factor 2: Factor 3:	s s	0	0
		Factor 4;	C	0	1
		Factor 5:	N	0	0
		Factor 6:	S	_	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.

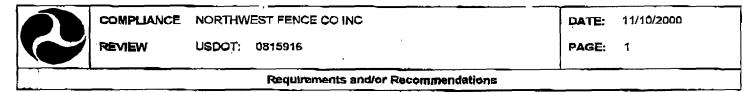
RECEIVED BY: YOUR M.

TITI E

11/10/2000

Printed:

5:10 PM



- Ensure all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by Part 382 of the FMCSR.
- Ensure all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file for each driver documenting the qualification process,
- 3 Do not allow drivers to drive interstate unless they have been physically re-examined each 24 months.
- Establish a system to control drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15 and 60/70 hour limits.
- Require all drivers to prepare a written inspection report for each day a vehicle is operated. Ensure each report is signed by the driver, certified and reviewed if defects are reported, then kept in the vehicle for a day.
- Retain copy of roadside inspections for a minimum of 12 months from the date of the inspection.
- 7 This review will result in a Safety Rating.
- This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
- "Notice: Recurring violations of the same or related acute or critical regulations (violations of the same Part in Title 49 of the Code of Federal Regulations) that result in three enforcement actions within a six-year period will cause the maximum penalties allowed by law to be assessed for the third enforcement action."
- If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, 3050 LakeHarbor Lane, Suite 126, Boise, Idaho 83703, (208) 334-1842.
- Within 15 days, send a letter to our office describing what actions you have taken in response to this review to ensure you are complying with the Federal Motor Carrier Safety Regulations.

RECEIVED BY: JUSTILE

TITLE:

11/10/2000

5:23 PM



INTRA-AGENCY NORTHWEST FENCE CO INC

MEMORANDUM USDOT: 0815916

DATE: 11/10/2000

PAGE;

PART C

Reason for Review: Priority List

SafeStat Category = B

Planned Action:

Compliance Monitoring

Parts Reviewed Certification (C = Reviewed, N = Not Reviewed)

325 382 383 587 390 391 392 393 395 396 397 398 399 171 172 173 177 178 180

NCCNCCCCCNNNNNNN

Prior Reviews

Prosecutions

Followup

Special Studies

State

1)

Locator 1: NORTHWESTFENCECONLocator 2:

Gross Revenue:

\$2,600,000

For Year Ending:12/31/1999

Remarks:

This review was initiated due to the carrier being on the current SafeStat B list. This review was conducted primarily with Matt Foust, Controller, and Kevin Mills, Operations Manager. Kelly Nelson, President, was there for the opening interview and for the close-out. Mr. Nelson signed for this review.

Northwest Fence Co., Inc. is a private carrier whose business is installing commercial and residential fencing. They operate 98% intra-state in and around Coeur d'Alene, ID. The carrier does not have truck-tractor semi-trailer combinations. They operate 7 straight trucks with a GVWR between 11,000 and 22,000 pounds. Their 3 trailers have a GVWR between 6,000 and 14,000 pounds.

- 382 Carrier has 4 CDL drivers subject to testing and they belong to A Worksafe Service, Inc consortium. Only one of these drivers was hired in the past 365 days, and he was used to drive prior to receiving negative results. They do not hire drivers. All of their workers were hired as fence Installers, if they work out, they may also be used to drive or operate the equipment. They now understand this rule and said that it won't happen again.
 - 383 CDLs and DL were checked through CDLIS, all ok.
 - 390 They are a private carrier and have had no DOT accidents.
- 391 Their company application did not have equipment or driving history on it. They did not have previous employer information in file. Carrier said they will correct this.
- 395 Drivers reviewed were taken from the carrier profile, longer distance and CDL holders. When they would drive inter-state or longer distance, the drivers would prepare a record of duty status and a vehicle inspection report on the back. When they operated local they use a company time sheet but no vehicle inspection report. There were only 7 interstate trips discovered from 150 records sampled for this review period.
- 396 " Maintenance is done at the truck dealership and the carrier maintains records. All annual inspections were current. They have a board in the back the drivers report vehicle defects on. They said they will start using an inspection report every day for each vehicle used.

	INTRA-AGENCY NORTHWEST FENCE CO INC	DATE:	11/10/2000	
	MEMORANDUM USDOT: 0815916	PAGE:	2	
PART C				

•- The number of drivers checked for Parts 395 and 396 inter-state and infra-state cites do not equal 5 for sampling. However, only 5 drivers were sampled. Four of these drivers had made an inter-state trip, but also operated intra-state, and their violations were during an intra-state operation.

Principal Reviewer Signature Richard Buckalew	Code No. US0290	Upload Authorized (VES) NO Authorized by: Date: U-27-00
Assistant Reviewer Signature	Code No.	Uploaded: (TES) NO Failure Code: Date: 11/27/00